



# SHELBY COUNTY BOARD OF COMMISSIONERS

## COMMITTEE AGENDAS

**Wednesday, May 06, 2009**

05/04/2009 4:36 PM

**[NOTE: All Committee meetings will be held at the Shelby County Administration Building, 160 N. Main Street, 4<sup>th</sup> floor conference room unless otherwise noted]**

---

### **Wednesday, May 06, 2009**

8:30 a.m.	Committee # 1 - BUDGET AND FINANCE
9:10 a.m.	Committee # 2 - PUBLIC WORKS
9:30 a.m.	Committee # 3 - HOSPITALS AND HEALTH
9:40 a.m.	Committee # 4 - LAW ENFORCEMENT, FIRE, CORRECTIONS & COURTS
10:00 a.m.	Committee # 10 - GENERAL GOVERNMENT
11:00 a.m.	Committee # 5 - LAND USE, PLANNING, TRANSPORTATION & CODES
11:30 a.m.	Committee # 6 - EDUCATION
12:30 p.m.	Committee # 7 - ECONOMIC DEVELOPMENT AND TOURISM
12:45 p.m.	Committee # 8 - COMMUNITY SERVICES
1:00 p.m.	Committee # 11 - CORE CITY, NEIGHBORHOODS AND HOUSING
1:10 p.m.	Committee # 14 - DELINQUENT TAX PROPERTY

---

### **8:30 a.m. Committee # 1 - BUDGET AND FINANCE**

1. [Resolution to amend the contract with Business Information Systems to appropriate special revenue funds in the amount of \\$116,748 for equipment maintenance and programming and this item requires the expenditure of special revenue funds in the amount of \\$116,748. Sponsored by Commissioner Mike Ritz.](#)
2. [A resolution approving an amendment to the FY 2008-2009 Operating Budget for the Shelby County Trustee's Office in the amount of \\$164,000 to pay for banking services fees, and this item requires the expenditure of County general operating funds in the amount of \\$164,000.00. Sponsored by Chairman Deidre Malone.](#)
3. [Resolution requesting the County Mayor's Administration to include funding for the Southeast Shelby County Library in the County's operating Budget through FY 2012, and to take all necessary action to effectuate same. Sponsored by Commissioner Joe Ford. \(DEFERRED FROM 4/27/09 AND REFERRED TO BUDGET COMMITTEE\)](#)
4. DISCUSSION - Proposal for employee layoffs for FY 2010 Budget
5. [Resolution requiring the layoff of 100 General Fund employees on or before June 30, 2009 in accordance with the Civil Service Merit Act's layoff procedures. Sponsored by Commissioner J. W. Gibson. \(DEFERRED FROM 4/8 AND 4/22/09\)](#)

**9:10 a.m. Committee # 2 - PUBLIC WORKS**

1. [Resolution approving the expenditure of funds by Shelby County Government to Avpol International, LLC for the purchase of gasoline and diesel fuel in the approximate amount of \\$1,130,690.00 and this item requires the expenditure of State Gas Tax Funds in the amount of \\$1,130,690.00. Sponsored by Commissioner Wyatt Bunker.](#)
2. [Resolution approving the expenditure of funds by Shelby County Government to Fullen Dock and Warehouse for limestone products in the approximate amount of \\$202,060.00 from July 1, 2009 through June 30, 2010 and this item requires the expenditure of State Gas Tax Funds in the amount Of \\$202,060.00. Sponsored by Commissioner Wyatt Bunker.](#)
3. [Resolution to amend the general fund budget for Fiscal 2009 to provide \\$400,000.00 of additional funding to Support Services for utilities. This resolution sponsored by Commissioner Wyatt Bunker.](#)

**9:30 a.m. Committee # 3 - HOSPITALS & HEALTH**

1. [A resolution approving an amendment to the FY2008-2009 operating budget of the Public Health Emergency Preparedness grant program increasing the budget by \\$263,425 for the provision of public health emergency response in the areas of Emergency Preparedness, Pandemic Services and Cities Readiness Initiative and the appropriation of said funds. This item requires the expenditure of Federal through State grant funds in the amount of \\$263,425. Resolution sponsored by Commissioner Joyce Avery.](#)
2. [A resolution amending a contract with Vehicle Maintenance Program, Inc by increasing the contract price from \\$92,972.50 to \\$150,000.00 for the FY 2008-2009 renewal period for the provision of child safety seats to be distributed by the Memphis and Shelby County Health Department, amending the FY2008-2009 operating budget of the City Court Child Safety Seat Fund accordingly, appropriating \\$57,027.50 for said purpose, and approving said increase for the FY2009-2010 renewal period. This item requires an additional expenditure of City Court fines funds in the amount of \\$57,027.50. Sponsored by Commissioner Joyce Avery. \(AMENDED IN COMMITTEE 4/22/09 AND DEFERRED FROM 4/27/09\)](#)

**9:40 a.m. Committee # 4 - LAW ENFORCEMENT, FIRE, CORRECTIONS & COURTS**

1. [ORDINANCE - SECOND READING - An Ordinance by the Shelby County Board of Commissioners to amend Chapter 22, Art. II of the Shelby County Code of Ordinances so as to amend the Shelby County Fire Code. Sponsored by Commissioner Sidney Chism. \(AMENDED IN COMMITTEE AND DEFERRED from 4/22/09\)](#)

2. [A resolution amending the FY09 budget in the amount of \\$25,082.00 to allow maximum expenditure of grant funds from a Governor's Highway Safety Office grant previously approved by the Shelby County Board of Commissioners. This item requires expenditure of grant funds in the amount of \\$25,082.00. Sponsored by Commissioner Sidney Chism.](#)
3. [A resolution approving a contract between Shelby County Office of Preparedness and the State of Tennessee, Department of Military, Tennessee Emergency Management Agency in the amount of \\$149,000.00 for the Emergency Management Agency\(EMA\), Emergency Management Performance Grant \(EMPG\) Program to further strengthen EMA's ability to support emergency management activities and this item requires the acceptance and expenditure of pass through grant funds under the U.S. Department of Homeland Security Grant Programs in the amount of \\$149,000.00 and amending the FY 2009 Operating Budget. Sponsored by Commissioner Sidney Chism.](#)
4. [A resolution to approve the transfer of the weather/emergency siren located on the north side of Davies Plantation Road and St. Phillip Drive, to the City of Bartlett, without monetary consideration, for its continued use, operation and maintenance. Sponsored by Commissioner Sidney Chism.](#)

**10:00 a.m. Committee # 10 - GENERAL GOVERNMENT**

1. DISCUSSION - Parliamentary procedure for the County Commission.
2. [Resolution approving the County Mayor's nomination of Charles A. Wood for reappointment to the Municipal Solid Waste Region Board. Sponsored by Commissioner Joe Ford.](#)
3. [Resolution approving the County Mayor's nomination of Pearl Lurry, Vance Miller and Lafrederick Self for reappointment to the Shelby County Work Release Board. Sponsored by Commissioner Joe Ford.](#)
4. [ORDINANCE - THIRD READING - An Ordinance to amend the Shelby County Code of Ordinances, Chapter 12.5, Article II, Sections 12.5-51 to 12.5-63, entitled "Code of Ethics." Sponsored by Commissioner Mike Ritz.](#)
5. [ORDINANCE - SECOND READING - An ordinance to amend the Shelby County Code of Ordinances by enacting a new prevailing wage ordinance that requires compliance with prevailing wages and benefits and provides for a means of enforcement, penalties, and sanctions for violations. Sponsored by Commissioner Steve Mulroy. \(AMENDED IN COMMITTEE AND DEFERRED TO 4/22/09\)](#)

6. [ORDINANCE - SECOND READING - An Ordinance to amend the Shelby County Code of Ordinances, Chapter 12, Article II, Section 12-26 to 12-66 relative to the regulation of the Civil Service Merit System. Sponsored by Commissioner Mike Carpenter. \(DEFERRED FROM 4/22/09\)](#)
7. [ORDINANCE - FIRST READING - An ordinance to amend the Shelby County Code of Ordinances, Chapter 12, so as to establish non-discrimination provisions regarding sexual orientation or gender identity or expression. Sponsored by Commissioner Steve Mulroy.](#)

**11:00 a.m. Committee # 5 - LAND USE, PLANNING, TRANSPORTATION & CODES**

1. [ORDINANCE - FIRST READING - A joint ordinance by the Council of the City of Memphis and the Shelby County Board of Commissioners amending the Zoning Code of Memphis and Shelby County, adopted by the Shelby County Board of Commissioners on October 6, 1980 and by the Council of the City of Memphis on October 7, 1980, so as to make certain changes as hereinafter set out and establish an effective date therefore. Sponsored by Commissioner Mike Ritz.](#)
2. [CASE NO. U.V. 08-11 CC](#)  
 APPLICANT: John and Kristina Laiché  
 LOCATION: West side of Collierville-Arlington Road; immediately north of Mary's Creek  
 REQUEST: Use variation for office/warehouse for an electrical contractor  
 RECOMMENDATIONS:  
 Memphis and Shelby County Office of Planning and Development:  
 REJECTION  
 Memphis and Shelby County Land Use Control Board:  
 REJECTION  
 (Notice of public hearing published in the Daily News on Friday, May 1, 2009.)

**11:30 a.m. Committee # 6 - EDUCATION**

1. [Resolution endorsing the concept of retroactive granting of diplomas to high school students who have been denied diplomas due solely to failing the Gateway examination and directing staff to invite the City and County School Boards to provide feedback on this issue. Sponsored by Commissioner Steve Mulroy. \(DEFERRED FROM 4/27/09\)](#)

**12:30 p.m. Committee # 7 - ECONOMIC DEVELOPMENT & TOURISM**

1. [Resolution approving the FY 2010 budget of the Memphis and Shelby County Center City Commission. Sponsored by Commissioner James Harvey.](#)

2. [Resolution requesting the Shelby County Health, Education and Housing Facility Board, the Memphis and Shelby County Center City Revenue Finance Corporation, and the Memphis and Shelby County Industrial Development Board to adopt policy changes relative to the granting of economic development and requesting the Memphis City Council adopt a resolution to effectuate same as it relates to joint City-County boards. Sponsored by Commissioner Mike Ritz. \(DEFERRED FROM 4/22/09\)](#)

**12:45 p.m. Committee # 8 - COMMUNITY SERVICES**

1. [A resolution amending the FY09 Budget in the amount of \\$75,000.00 to allow maximum expenditure of grant funds from a Justice Assistance Grant, previously approved by the Shelby County Board of Commissioners. This item requires expenditure of grant funds in the amount of \\$75,000.00. Sponsored by Commissioner George Flinn.](#)
2. [Resolution approving expenditure of funds by Shelby County Government to Kaplan Learning Company for the purchase of educational supplies in the amount of \\$96,000.00. Sponsored by Commissioner George Flinn.](#)
3. [Resolution approving a contract with Southeast Mental Health Center in the amount of \\$325,000.00 for the provision of detoxification services, and amending the FY 2009 Operating Budget in the amount of \\$108,333.00 for this purpose. Sponsored by Commissioner George Flinn.](#)

**1:00 p.m. Committee # 11 - CORE CITY, NEIGHBORHOODS AND HOUSING**

1. [Resolution approving a complaint against mortgage lending institutions who have participated in unlawful, irresponsible, unfair, deceptive, and discriminatory lending practices as required by a resolution adopted as item no. 25 on December 22, 2008; and authorizing the County Mayor to engage outside counsel on a contingency fee basis, to engage a non-profit organization that provides legal services, and to provide in-kind services to, and pay a portion of the reasonable fees, costs and expenses incurred by, said not-profit organization if necessary. Sponsored by Commissioner J. W. Gibson, II. \(DEFERRED FROM 4/13 AND 4/27/09\)](#)

**1:10 p.m. Committee # 14 - DELINQUENT TAX PROPERTY**

1. [Resolution approving the sale of eleven \(11\) county owned Delinquent Tax Parcels, acquired from Shelby County Trustee Tax Sale Nos. 0005, 0201, 0206, 0303, 0403 and 0404, to identified purchasers at various prices collectively totaling \\$25,700,000, pursuant to the sale provisions of T.C.A. §67-5-2507 and authorizing the Shelby County Mayor to execute Quit Claim Deeds. Sponsored by Commissioner Matt Kuhn.](#)

2. [Resolution approving the sale of eleven \(11\) county owned Delinquent Tax Parcels, acquired from Shelby County Trustee Tax Sale Nos. 0104, 0206, 0402, and 0403, to identified purchasers at various prices collectively totaling \\$23,400.000, pursuant to the sale provisions of T.C.A. §67-5-2507 and authorizing the Shelby County Mayor to execute Quit Claim Deeds. Sponsored by Commissioner Matt Kuhn.](#)
3. [Resolution approving the sale of seven \(7\) county owned Delinquent Tax Parcels, acquired from Shelby County Trustee Tax Sale Nos. 0005, 0201, 0303, 0403, and 0404, to identified purchasers at various prices collectively totaling \\$9,900.00, pursuant to the sale provisions of T.C.A. §67-5-2507 and authorizing the Shelby County Mayor to execute Quit Claim Deeds. Sponsored By Commissioner Matt Kuhn](#)